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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ALMA CLARISA HERNANDEZ,

Plaintiff,

vs.

MUS-VIL, INC., et al.,

Defendants.

No. 5:11-CV-02249-PSG

**JOINT REQUEST TO VACATE CASE
MANAGEMENT CONFERENCE;
[PROPOSED] ORDER**

WHEREAS, a Case Management Conference in this matter is currently set for January 17, 2012;

WHEREAS, the Parties conducted site inspections within the time required by this Court's Scheduling Order and subsequent stipulation and order;

WHEREAS, Plaintiff filed a Notice of Need for Mediation on September 26, 2011;

WHEREAS, a mediator was appointed on October 26, 2011. The pre-mediation call has taken place and mediation is set for February 14, 2012;

WHEREAS, Plaintiff Alma Clarisa Hernandez ("Plaintiff") and remaining Defendants Mus-Vil, Inc. and Radio Shack Corporation ("Defendants" and, together with Plaintiff, the "Parties") believe that both Court resources and attorney time and costs will be most effectively utilized if the Parties are given an opportunity to settle this matter through mediation prior to attending and preparing for the case management conference;

REQUEST TO VACATE CASE MANAGEMENT CONFERENCE; [PROPOSED] ORDER

NOW, THEREFORE, the Parties respectfully request that the Court vacate the Case Management Conference in order to afford the Parties the opportunity to reach a settlement through mediation, and to permit Plaintiff to file a request for administrative relief requesting a case management conference if necessary should the matter not settle at mediation.

MOORE LAW FIRM, P.C.

WEINTRAUB GENSHLEA CHEDIAK

LAW OFFICES OF OWEN J. SINGER

ORDER

IT IS HEREBY ORDERED that the case management conference currently set for _1/17/12_ is vacated. Plaintiff is ordered to file a request for administrative relief requesting a case management conference within seven (7) days after the mediator files a certification of mediation stating that the matter has not resolved, if in fact the matter does not resolve at mediation.

Paul S. Amodeo
United States Magistrate Judge